

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS**

**Call to Order:** By **CHAIRMAN ALAN OLSON**, on January 31, 2007 at 3:00 P.M., in Room 172 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Alan Olson, Chairman (R)  
Rep. George G. Groesbeck, Vice Chairman (D)  
Rep. Harry Klock, Vice Chairman (R)  
Rep. Scott Boggio (R)  
Rep. Robyn Driscoll (D)  
Rep. Dave Gallik (D)  
Rep. Dennis Himmelberger (R)  
Rep. Llew Jones (R)  
Rep. Diane Rice (R)  
Rep. Wayne Stahl (R)  
Rep. Bill Thomas (D)  
Rep. Jonathan Windy Boy (D)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Todd Everts, Legislative Branch  
Cindy Peterson, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HJ 13, 1/26/2007; HB 411,  
1/26/2007; HB 405, 1/26/2007  
Executive Action: HJ 6

**HEARING ON HJ 13**

**Opening Statement by Sponsor:**

00:00:49 Rep. Duane Ankney (R), HD 43, opened the hearing on HJ 13, encourage oil and gas development.

**EXHIBIT (feh21a01)**

**Proponents' Testimony:**

00:05:50 Dave Galt, Executive Director, Montana Petroleum Association  
00:06:24 Chad Fenner, Big Horn County, Montana Association of Counties Oil and Gas Board  
00:06:43 Willie Duffield, Montana Association of Oil, Gas, and Coal Producing Counties  
00:07:37 John Ostlund, himself and Montana Association of Counties  
00:07:58 Don Allen, Western Environmental Trade Association (WETA)

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:09:09 Rep. Gallik  
00:10:47 Rep. Ankney  
00:11:37 Rep. Gallik

**Closing by Sponsor:**

00:12:21 Rep. Ankney

**EXECUTIVE ACTION ON HB 6**

**Motion:** Rep. Klock moved that **HJ 6 BE ADOPTED.**

**Discussion:**

00:15:19 Rep. Rice  
00:17:01 Rep. Groesbeck  
00:18:07 Rep. Gallik  
00:19:11 Rep. Olson  
00:20:48 Rep. Jones  
00:22:17 Rep. Gallik

00:23:02 Rep. Jones  
00:23:43 Rep. Gallik  
**Vote:** Motion carried 8-4 by roll call vote with Rep. Boggio,  
Rep. Himmelberger, Rep. Rice, and Rep. Windy Boy voting  
no.

**HEARING ON HB 405**

**Opening Statement by Sponsor:**

00:25:42 Rep. Michael Lange (R), HD 55, opened the hearing on HB  
405, increase natural resource development for low-cost  
energy.

**Proponents' Testimony:**

00:32:09 Michael Kakuk, WETA  
00:39:00 Steve Wade, Bull Mountain Development Company  
00:42:01 Bud Clinch, Executive Director, Montana Coal Council  
**EXHIBIT (feh21a02)**  
00:48:32 Mike Newton, Fisher Sand and Gravel, Glendive  
00:50:27 Ellen Engsted, Montana Wood Products Association  
00:51:54 Leo Berry, Great Northern Power Development  
00:54:54 Cary Hegreberg, Montana Contractor's Association  
00:57:52 Jon Bennion, Montana Chamber of Commerce  
00:59:01 Dave Galt, Montana Petroleum Association  
00:59:13 Dave Kelsey, Yellowstone Valley Electric, Southern  
Montana Electric  
01:02:15 Todd O'Hare, Rio Tinto Energy America  
**EXHIBIT (feh21a03)**  
01:04:42 Connie Eissinger, McCone County Commissioner  
01:05:57 Dan Flynn, International Brotherhood of Electrical  
Workers  
01:06:24 Mike Pichette, Northwestern Energy  
01:07:21 Haley Beaudry, Columbia Falls Aluminum Company

**Opponents' Testimony:**

01:08:43 Evan Barrett, Governor's Office on Economic Development  
**EXHIBIT (feh21a04)**  
01:15:13 Jim Williams, Basin Creek Power Services  
01:17:38 Dave Ryan, Wind Park Solutions America  
01:20:02 Jean Charter, a commercial cattle rancher from the  
Billings area and a member of the Northern Plains  
Resource Council  
01:22:11 Anne Hedges, Montana Environmental Information Center  
(MEIC)

01:28:54 Richard Parks, a member of the Northern Plains Resource  
Council from Gardiner  
01:30:15 Ellen Pfister, a member of the Bull Mountain Land  
Alliance and Northern Plains Resource Council  
01:33:36 Sarah Cobler, Montana Conservation Voters  
**EXHIBIT (feh21a05)**  
01:36:03 Al Smith, Montana Trial Lawyers Association  
01:38:30 Janet Ellis, Montana Audubon  
**EXHIBIT (feh21a06)**  
01:40:55 Don Judge, Montana Chapter of the Sierra Club  
**EXHIBIT (feh21a07)**  
01:45:47 Matt Leow, Montana Public Interest Research Group  
(MontPIRG)  
01:47:14 Patrick Judge representing Chuck McGraw, Renewable  
Northwest Project and Natural Resources Defense Council

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:48:20 Rep. Himmelberger  
01:49:03 Mr. Kakuk  
01:49:27 Rep. Himmelberger  
01:50:01 Mr. Kakuk  
01:52:46 Rep. Windy Boy  
01:54:07 Rep. Lange  
01:54:48 Rep. Windy Boy  
01:56:06 Rep. Lange  
01:56:34 Mr. Smith  
01:57:00 Rep. Windy Boy  
01:57:07 Mr. Kakuk  
01:57:54 Rep. Windy Boy  
01:58:37 Mr. Kakuk  
01:59:25 Rep. Olson  
01:59:35 Rep. Gallik  
02:00:13 Rep. Lange  
02:01:29 Rep. Gallik  
02:02:07 Rep. Lange  
02:02:58 Rep. Gallik  
02:03:08 Rep. Lange  
02:03:33 Rep. Gallik  
02:04:07 Rep. Lange  
02:04:29 Rep. Gallik  
02:04:54 Rep. Lange  
02:05:29 Rep. Groesbeck  
02:06:10 Rep. Lange  
02:06:25 Rep. Groesbeck  
02:06:36 Rep. Lange

02:08:06 Rep. Groesbeck  
02:09:01 Rep. Lange  
02:10:05 Mr. Kakuk  
02:11:20 Mr. Smith  
02:12:02 Rep. Groesbeck  
02:12:48 Mr. Ryan, Wind Park Solutions  
02:14:03 Rep. Olson  
02:15:13 Mr. Barrett  
02:19:04 Rep. Olson  
02:19:14 Mr. Barrett  
02:20:01 Rep. Olson  
02:20:31 Mr. Ryan  
02:20:46 Rep. Windy Boy  
02:23:29 Tom Ring, Department of Environmental Quality

**Closing by Sponsor:**

02:24:43 Rep. Lange

**HEARING ON HB 411**

**Opening Statement by Sponsor:**

02:40:50 Rep. Ron Erickson (D), HD 93, opened the hearing on HB 411, expand major facility siting act.

**Proponents' Testimony:**

02:50:53 Matt Leow, MontPirg  
02:53:58 Patrick Judge, MEIC  
[EXHIBIT\(feh21a08\)](#)  
[EXHIBIT\(feh21a09\)](#)  
02:57:17 Ellen Pfister

**Opponents' Testimony:**

02:58:30 Leo Berry, Great Northern Power Development  
03:03:28 Dave Kelsey, Yellowstone Valley Electric and Southern Montana Electric  
03:06:11 Don Allen, WETA

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

03:09:21 Rep. Olson  
03:09:31 Rep. Erickson

HOUSE COMMITTEE ON FEDERAL RELATIONS, ENERGY, AND  
TELECOMMUNICATIONS

January 31, 2007

PAGE 6 of 7

03:12:21 Rep. Olson

**Closing by Sponsor:**

03:13:02 Rep. Erickson

**Additional Exhibits:**

[EXHIBIT](#)(feh21a10)

[EXHIBIT](#)(feh21a11)

[EXHIBIT](#)(feh21a12)

**ADJOURNMENT**

03:14:33 Adjournment: 6:21 P.M.

---

REP. ALAN OLSON, Chairman

---

CINDY PETERSON, Secretary

AO/cp

Additional Exhibits:

**EXHIBIT ([feh21aad.pdf](#))**